IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl.W.P. No.584 of 2007

Date of Decision: 30.5.2007

Amandeep Singh

....Petitioner.

Versus

State of Punjab.

...Respondent.

Present:- Mr. IPS Sidhu, Sr. DAG Punjab.

S.S.SARON, J.(ORAL)

A telegram had been received from the petitioner Amandeep Singh. It was treated as criminal writ petition. It was alleged by the petitioner that CIA staff Ludhiana had illegally detained Prabhjot Singh son of late Gurbax Singh on 12.5.2007 at 7:00 a.m. The petitioner apprehends that Prabhjot Singh may be killed or false cases may be registered against him. Notice of motion was issued to AG Punjab for 30.5.2007.

Reply by way of affidavit of Jatinder Singh Khaira, Deputy Superintendent of Police (Detective), has been filed in Court today. The same is taken on record.

It is inter-alia stated that Prabhjot Singh was never picked up by the police on 12.5.2007 as alleged. In fact case FIR No.76 dated 12.5.2007 has been registered against Amandeep singh (petitioner) and Prabhjot Singh (the alleged detenu) sons of Gurbax Singh and others at P.S. Sadar,Ludhiana, for the offences under Sections 379,411, 413, 468, 471, 120-B IPC. The said persons and others as mentioned in the

affidavit it is stated are members of an inter-state gang involved in the thefts of cars. The present petition has been filed on false allegations with an ulterior motive to put pressure on the police. Copy of the FIR that has been registered is attached as Annexure R1. It is stated that Prabhjot Singh was arrested on 15.5.2007 and one stolen Innova Car was recovered from him. Another Scorpio car was also recovered from Prabhjot Singh. The search of the house of Prabhjot Singh led to recovery of registration copy of the scorpio car and other documents. A list of 56 cars besides other incriminating documents were recovered. It is submitted that Prabhjot Singh was produced in the Court of Illaqa Judicial Magistrate Ist Class, Ludhiana, on 15.5.2007 and his police remand was taken till 18.5.2007. It was extended upto 20.5.2007. The remand was still further extended upto 22.5.2007. Prabhjot Singh has been sent to judicial custody.

Keeping in view the afore-said position it is evident that Prabhjot Singh who is alleged to be in illegal detention is in judicial custody in pursuance of a valid order of a competent Court.

In the circumstances, nothing survives in the present petition and the same is accordingly dismissed.

(S.S.SARON)
JUDGE

May 30,2007
Reema